

**MINUTES
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING – AUGUST 20, 2008 @ 6:30 P.M.
EDGEWOOD COMMUNITY CENTER - #27 E. FRONTAGE ROAD**

1. CALL TO ORDER.

Mayor Stearley called the meeting to order at 6:30P.M.

All Councilors were present with the exception of Councilor Simmons. Also present was Ms. Karen Mahalick, Community Planning & Development Manager, and Ms. Estefanie B. Muller, Clerk – Treasurer.

2. PLEDGE OF ALLEGIANCE.

3. APPROVAL OF AGENDA.

MOTION: Councilor Hill made a motion to approve the Agenda as presented.
Councilor Felton seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Felton voted aye.
Councilor Hill voted aye. The motion carried.

4. MATTERS FROM THE MAYOR.

A. Need for a Planning & Zoning Commissioner.

Mayor Stearley announced that there was a vacancy and stated that the Town is looking for candidates to fill the position.

B. Appointment of the Library Advisory Board.

Mayor Stearley presented the proposed Library Advisory Board Members for Councils approval as follows:

- Dave Nuckles
- Jo White
- Rosemary Bersen
- Kenny Adams
- Sandy Madsen

Mayor Stearley stated that once the Ordinance is changed he would ask for the appointment of an alternate.

MOTION: Councilor Felton made a motion to approve the Library Advisory

Page 1 of 8

Initials

Board Members as presented. Councilor Abrams seconded the motion.

VOTE: Councilor Hill voted aye. Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

C. Appointment of Library Advisory Board Alternate.
The Ordinance will need to be amended before an appointment is made with Council approval.

At this time Councilor Simmons was present.

D. Appointment of a Parks & Recreation Advisory Committee Member.
Mayor Stearley recommended Ms. Linda Hill for the Parks & Recreation Advisory Committee Member.

MOTION: Councilor Simmons made a motion to approve Ms. Hill for the Parks & Recreation Advisory Committee. Councilor Hill seconded the motion stating that they are not related.

VOTE: Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

5. MATTERS FROM THE COUNCILORS and/or ANNOUNCEMENTS.

6. PUBLIC COMMENTS. (Limit to 2 minutes per person).

Note: If you plan to testify under Public Hearings, please do not sign up for the same topic.

Mr. Fred Burger thanked the Council for moving the public comments to an earlier portion of the meeting. He also discussed the Sewer and the delays that he feels are taking too long.

7. MATTERS FROM THE ATTORNEY.

None.

8. MATTERS FROM THE MUNICIPAL JUDGE.

D. Judge White will present his report for the month of July, 2008.

Judge White reported on the number of citations that have been issued this year at 154 to date, as compared to last year at 37.

F. Ordinance No. 2003-12 Litter and Anti-Blight Letter to the Council.

Judge White requested that a change be made to the Anti-Blight Ordinance. He also discussed the reference to Civil Fines stating that this was confusing as the court has no

jurisdiction of civil matters and this could be cleared up administratively.

Judge White also discussed the schedule of penalties.

Councilor Simmons asked about the reference to weeds in this document.

Judge White did not know.

Judge White discussed the high cost of some of the penalties in construction zones and he does not feel they deter the behavior but are at risk of making the Town look hungry for money as opposed to compliance.

Councilor Felton made a comment about trash collecting on a property stating that it may not be possible or desirable to remove the trash more often than every 14 days.

Judge White stated that this was exactly the type of discussion that he was hoping to generate.

Councilor Hill requested that this be placed on a future Agenda as a Public Hearing.

Councilor Simmons stated that she agreed with Councilor Felton and that in the country trash is dealt with differently than in the city.

Councilor Hill stated that both sides of this issue needed to be visited.

9. COMMUNITY DEVELOPMENT REPORT.

G. NMDOT Discussion for Church Road East.

Ms. Mahalick reviewed the latest developments on this and asked that Mr. Vince Carrica of Tierra West describe to Council the concept they have come up with.

Mr. Carrica discussed the temporary asphalt curb to be placed on top of the pavement.

He also stated that they had also met with Mr. Bassett and Ms. Mahalick regarding this curb as well as the possibility of a swale for drainage and the issue of utilities.

Mayor Stearley asked about the transition from 4" to 8".

Mr. Carrica stated that they did not want to place a blunt face on the curb, as it would be safer to transition it from 4" to 8".

Ms. Mahalick stated that Mr. Bassett agreed that he did not want to yield any right of way and that this would provide for the drainage he required. She also stated that the work on the swale would be supervised by the Town at that end to ensure there was no damage to utilities.

Councilor Abrams asked about the second page.

Ms. Mahalick stated that it was a continuation.

MOTION: Councilor Simmons made a motion to approve the Curb and swale for Church Road East. Councilor Felton seconded for discussion.

Councilor Felton asked what the cost to the Town was at this time.

Ms. Mahalick stated there were no costs incurred at this time.

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye.
Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

Initials

Mayor Stearley asked about a portion of the sidewalk that has sunk down and if it was going to be fixed.

Mr. Carrica stated that it had been placed on a warranty list of repairs that are scheduled to take place.

Ms. Mahalick asked if the Mayor would like the Town to monitor this as well.

Mayor Stearley stated yes, to ensure that the Town was not responsible later.

H. I.C.I.P. Discussion Continued.

Ms. Mahalick discussed the presentation of the complete I.C.I.P asking that Council decide on 5 top priorities.

Councilor Simmons asked if this was for informational purposes.

Ms. Mahalick stated that at this time it is informational.

Mayor Stearley asked about the Municipal Public facility fees that were listed.

Ms. Mahalick stated that this was for plan and design.

Mayor Stearley stated that the Council needed to decide the order of the buildings in the Municipal Complex.

Councilor Felton asked about street paving and whether or not they could be phased in as a means to get them started sooner.

Ms. Mahalick stated that Dinkle was an example of roads already being worked on.

Councilor Hill discussed Bonding stating that one dollar can bond eighty dollars and this is not a dollar for dollar match.

Ms. Mahalick stated that a crew would also be required to run the paving machine as well as storage facility and repair yard.

Councilor Simmons discussed having enough projects lined up to keep the crew busy.

Ms. Mahalick stated that there are other options, not just paving and this was a discussion that could be entertained as well.

Mayor Stearley asked if this ICIP plan would include things the Town is going to do without Legislative help.

Ms. Mahalick stated no but that the CIP could include these items.

Mayor Stearley asked for the top five from Council.

Council entered into discussions about the ICIP priority projects including access on Section 16 and the Municipal Facilities.

Councilor Hill stated that the Town was in need of a meeting room for Council and others as well, a multipurpose room.

Mayor Stearley stated that in 2000 a book was generated regarding Municipal Buildings and suggested that this be presented to Council as a starting point in deciding which to build first.

Councilor Felton stated that he would hate to see the Council stray too far from Green building for any new construction the Town considers.

Councilor Abrams discussed the idea of having a Design Competition, which would include a priority for buildings that can be added on too.

Councilor Simmons asked whom Councilor Abrams felt would enter the competition.

Councilor Abrams stated that he envisioned Students and Professionals alike.

At this time Council discussed placing Open Space Trails on the Top Five list.

Councilor Simmons asked about the easement on Horton.

Ms. Mahalick clarified for Council.

At this time Council agreed on these six items as the priority projects for the ICIP.

1. Sewer
2. Road Paving
3. Public Works Facility
4. Recreation Fields
5. Municipal Complex – Library, Multi-use Facility with access
6. Open Trails – Horton Trails

I. Seeking bids for Road Base Update.

Ms. Mahalick updated the Council on this item stating that it was going out for bid and that she would provide the results of the bid to Council for approval.

10. PARKS & RECREATION REPORT.

J. Report for the month of July, 2008.

Ms. Roger Holden discussed the Run, Rally, & Rock event scheduled for this Saturday as well as the Regional Trails Council Meetings and the Conference of the New Mexico Parks.

K. Presentation by the Civitan Club – International Volunteer Organization that Researches Cures for Children with Disabilities – Ms. Judy Milholland and Mr. John Milholland discussed the Civitan Club and asked for the support of Council to create a Club for Edgewood.

Mayor Stearley stated that the Civitan Club did not permission from Council to start an Edgewood Club but that Council would encourage the formation of the Club.

Councilor Simmons stated that Mr. Milholland has been very active in the area and she supports the formation of an Edgewood Club.

Councilor Hill suggested a Mayoral Proclamation welcoming an Edgewood Civitan Club. Mayor Stearley requested that staff draw up this Proclamation to be presented at a the next Council meeting.

11. ORDINANCE NO. 2003-12 LITTER AND ANTI-BLIGHT REVIEW – Councilor Simmons and Mr. Harlan Lawson.

Councilor Simmons asked that Council recognize the time that Mr. Lawson has invested in this cause.

Mr. Lawson discussed his thoughts pertaining to this issue stating that he would like to meet with the Chief of Police, the Judge as well as some of the Town Staff to highlight some of the key elements before it is presented to Council for approval.

Mr. Lawson addressed some of the items that he felt are not properly dealt with in the Ordinance.

Councilor Hill brought attention to some inconsistencies that need to be addressed.

Mr. Lawson discussed the idea of a temporary permit to allow for inoperable vehicles such as restorative projects.

Ms. Mahalick clarified that to date the Town has not made any money on the Ordinance and also that the Town has not issued any tickets and there are very few cases the Code Compliance has had to take to court.

Councilor Simmons discussed the definitions of public or private property.

Councilor Hill requested that Mr. Lawson present his thoughts and recommendations on this matter at a later Council Meeting in which a Public Hearing can take place.

12. SIGN ORDINANCE PRESENTATION.

Mayor Stearley reviewed some of the previously presented concept signs describing the different dimensions.

Mayor Stearley discussed the placement of these kiosk signs on private property.

Ms. Mahalick presented and discussed the Multi-Tenant signs as well as the Sign Committees preferred size and style for a Kiosk sign.

Councilor Felton expressed a concern regarding aesthetics.

Ms. Pauline Freeman stated that this has not been acted on for two months and this cannot be delayed any longer.

Mayor Stearley stated that they could not decide for the Council and now is the time to talk about a solution.

Councilor Felton suggested that the focus be on the Kiosk signs.

Mayor Stearley asked that Council give the Staff some direction for this Ordinance.

Councilor Felton stated that the signs in use in Albuquerque are not going to work out here, Edgewood signs will need to be larger.

Councilor Hill stated that there are too many variables and that possibly the only way to deal with this was to schedule a meeting to deal with this.

Councilor Felton stated that these two concepts should be dealt with first.

Mayor Stearley asked Staff to write in the base language for these types of signs and address the size and location issues so that this Ordinance can move forward.

Mr. Ray Seagers discussed his perspective of what the committee had been charged with and what they did.

Mr. Seagers requested two more members be appointed to the Committee.

Councilor Hill and Felton stated that this was an Ad-Hoc Committee and that they could choose for themselves.

Ms. Freeman stated that her customers were having a difficult time finding her location with the new road in place now as her sign is farther from view.

Mayor Stearley stated that a meeting would be scheduled after the Ordinance is written.

13. APPROVAL OF PREVIOUS MINUTES.

L. Regular Council Meeting Minutes of August 6, 2008.

MOTION: Councilor Abrams made a motion to approve the Regular Council

Meeting Minutes of August 6, 2008. Councilor Felton seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

14. ACKNOWLEDGE RECEIPT OF THE PLANNING & ZONING COMMISSION MEETING MINUTES.

M. Regular Commission Meeting Minutes of August 4, 2008.

MOTION: Councilor Felton made a motion to acknowledge receipt of the Regular Commission Meeting Minutes of August 4, 2008. Councilor Abrams seconded the motion.

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

15. FINANCE & ADMINISTRATION.

N. Approval of Town Bills for the month of July, 2008.

MOTION: Councilor Hill made a motion to approve the Town Bills for the month of July, 2008. Councilor Simmons seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

O. Approval of Financial Statement for the month of July, 2008.

MOTION: Councilor Felton made a motion to approve the Financial Statement for the month of July, 2008. Councilor Abrams seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

16. BUDGET RESOLUTION NO. 2008-51.

Ms. Muller reviewed this item for the Council.

MOTION: Councilor Hill made a motion to approve Budget Resolution No, 2008-51. Councilor Simmons seconded the motion.

Initials

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye.
Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

17. ANNOUNCEMENTS, CALENDAR REVIEW & FUTURE AGENDA ITEMS.

P. Mr. Dan Alper (from Senator Bingaman's office) to tour the Sewer Plant on August 25, 2008 for 1 hour between 1:00 – 3:30 P.M.

Q. Regular Council Meeting – September 3, 2008 @ 6:30 P.M.

R. Public Works/Sewer Facility Tour/Wal-Mart Sewer – September 6, 2008.

S. Regular Council Meeting – September 17, 2008 @ 6:30 P.M.

Note: The Town Hall Offices will be closed on Monday, September 1, 2008 in Observance of Labor Day.

18. ADJOURN.

MOTION: Councilor Simmons made a motion to adjourn the Meeting.

VOTE: All Councilors voted aye. The motion carried.

Mayor Stearley adjourned the meeting at 9:17 P.M.

PASSED AND APPROVED this 3rd day of SEPTEMBER, 2008.

Honorable Robert Stearley, Mayor

ATTEST:

Estefanie B. Muller, Clerk-Treasurer